

## Article - Business Regulation

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§1-406.

- (a) An applicant for registration of a mark shall:
  - (1) submit to the Secretary of State:
    - (i) an application on the form that the Secretary of State provides; and
    - (ii) 3 specimens or reproductions of the mark; and
  - (2) pay to the Secretary of State a fee of \$50.
- (b) An application shall be signed, under oath:
  - (1) for an individual, by the individual;
  - (2) for a partnership, by a partner; or
  - (3) for a corporation or association, by an officer of the corporation or association.
- (c) In addition to any other information required on an application form, the form shall require:
  - (1) the name of the applicant;
  - (2) the business address of the applicant;
  - (3) for an applicant that is a corporation, the state of incorporation;
  - (4) the goods or services with which the applicant uses the mark;
  - (5) the way the applicant uses the mark with the goods or services;
  - (6) the class under § 1-405 of this subtitle to which the goods or services belong;
  - (7) the date when the applicant or the applicant's predecessor in business:

- (i) first used the mark anywhere; and
  - (ii) first used the mark in the State; and
- (8) a statement that:
  - (i) the applicant owns the mark;
  - (ii) another person does not have the right to use the mark in the State; and
  - (iii) the mark is not deceptively similar to a mark that another person has a right to use in the State.
- (d) A single application for registration of a mark:
  - (1) may cover use of the mark with any number of goods or services in a single class; but
  - (2) may not cover use of the mark with goods or services in different classes.

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